

REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register: 20 September 2001
Name of applicant/court: Secretary for Internal Affairs
Applicant to the Labelling Body: Not Applicable
Title of Publication: Untitled
Other Known Titles: Photograph A
Director: Not Applicable
Producer: Not Applicable
Publisher: Not Applicable
Author: Not Applicable
Format: Photograph
Country of Origin: Not Stated
Language: Not Applicable

Components of film originally examined: Not Applicable.

Feature: Running time:
Trailers: Running time:
Total running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

Classification Decision:

Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.

Display Conditions:

Nil.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

The untitled photograph also known as "Photograph A" is classified as:
Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.

The classification is due to the photograph's explicit depiction of sexual conduct by a single female subject. The conduct is of a strongly degrading and demeaning nature. The image also degrades the female depicted to a degree. The female's apparent control of the situation is a significant mitigating factor. The photograph appears to be a personal record of a sexual act intended for viewer titillation or sexual stimulation.

Consideration has been given to the relevant provisions of the New Zealand Bill of Rights Act 1990 as they relate to this publication. Given the explicit sexual content and the purpose for which it appears intended to be used, the restriction on the availability of the publication is considered to be reasonable and demonstrably justifiable.

OFLC Ref: 101134